

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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WILLIAM K. DUFFY, KENNETH HUBER, PHILLIP
CAPOBIANCO, JOHN DUFFY, PAUL O'BRIEN,
ROBERT CARLINO, JAMES HEANEY, ROBERT P.
POLITO, SCOTT ADRIAN and THOMAS WALTERS,
as Trustees of LOCAL 138, 138A & 138B,
INTERNATIONAL UNION OF OPERATING
ENGINEERS WELFARE FUND, LEGAL FUND,
VACATION FUND, APPRENTICESHIP TRAINING
FUND, AND ANNUITY FUND, AND MICHAEL
FANNING AS CEO OF THE CENTRAL PENSION
FUND, ,

Plaintiffs ,

- against -

BEDROCK DEVELOPMENT, INC.

Defendants .

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I. Audit Period

June, 2003 through December, 2003. (See June 7, 2004 Affidavit of Attorneys' Fees
and Costs of Kristina D. Judice ["Judice Affidavit"], at Exhibit 5 thereto).

II. Attorneys' fees (\$1,655.00) and disbursements (\$275.00) as of June 3, 2004. See Judice
Affidavit; see also, 29 U.S.C. §1132(g)(2)(D) and Section 2-E of the relevant Collective
Bargaining Agreement at Exhibit B to Exhibit 1 of Judice Affidavit. \$2,080.00

Dated: Melville, New York
June 7, 2004

MEYER, SUOZZI, ENGLISH & KLEIN, P.C.

By: /s/ Kristina D. Judice
Kristina D. Judice (KDJ 6167)
Attorneys for Plaintiffs
425 Broadhollow Road, Suite 405
Melville, New York 11747
(631) 249-6565

PLAINTIFFS '
STATEMENT OF DAMAGES

CV-03-5674 (JS)(ETB)

To:
Bedrock Development, Inc.
734 Franklin Avenue
Suite 449
Garden City, New York 11550

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